

REMARKS

This Response is submitted in reply to the non-final Office Action mailed on October 15, 2009. A petition for a three month extension is submitted herewith. The Director is authorized to charge \$1,110.00 for the petition for a three month extension of time, and any additional fees that may be required, or to credit any overpayment to Deposit Account No. 02-1818. If such a withdrawal is made, please indicate the Attorney Docket No. 3712036-00610 on the account statement.

Claims 1-5 and 7-23 are pending in this application. Claim 6 was previously canceled. In the Office Action, Claims 11-17 are rejected under 35 U.S.C. §103 as being unpatentable over International Patent Application No. WO 92/12711 or U.S. Patent No. 5,550,156 both to Martek (“Martek”). Claims 1-5, 7-10 and 18-23 are allowed. In response, Claims 11-17 have been canceled without prejudice or disclaimer. Accordingly, Applicants submit that the application now only contains allowable subject matter and that Claims 1-5, 7-10 and 18-23 are now in position for allowance.

For the foregoing reasons, Applicants respectfully request reconsideration of the above-identified patent application and earnestly solicit an early allowance of same. In the event there remains any impediment to allowance of the claims that could be clarified in a telephonic interview, the Examiner is respectfully requested to initiate such an interview with the undersigned.

Respectfully submitted,

K&L GATES LLP

BY

Robert M. Barrett  
Reg. No. 30,142  
Customer No.: 29157  
Phone No.: 312-807-4204

Date: April 15, 2010